

AMENDED

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office..... MAR 5 1964  
Returned to applicant for correction..... JUL 1 1964  
Corrected application filed..... AUG 21 1964..... Map filed..... AUG 25 1964

The applicant..... Alvin and Lucille K. Delaney  
of..... 1731 - 8th Avenue, Oakland....., County of..... Alameda  
State of..... California....., hereby makes application for permission to change the  
point of diversion, manner and place of use of  $\frac{1}{2}$  interest.

of water heretofore appropriated under Certificate 357, Proof 02388; "IN THE MATTER OF THE  
DETERMINATION OF THE RELATIVE RIGHTS IN AND TO THE WATERS OF SMALL'S (EDGEWOOD)  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)  
CREEK AND ITS TRIBUTARIES IN DOUGLAS COUNTY, STATE OF NEVADA" Case No. 1927.

1. The source of water is..... Small's (Edgewood) Creek and Tributaries  
(Name of stream, lake or other source.)
2. The amount of water to be changed..... 0.18 c.f.s. or 32.4 acre-feet  
(Second feet, acre feet.)
3. The water to be used for..... Commercial and Domestic  
(If for stock state number and kind of animals.)
4. The water heretofore used for..... Irrigation, Stock Watering & Domestic  
(If for stock state number and kind of animals.)
5. The water is to be diverted at the following point NW $\frac{1}{4}$  NW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 25, T. 13 N., R. 18 E.,  
M.D.B.&M. or at a point from which the NW corner of said Section 25 bears N 36°  
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)  
09' 40" W 674.79
6. The existing point of diversion is located within..... NE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 26, T. 13 N., R. 18 E.,  
M.D.B.&M. or at a point from which the N $\frac{1}{2}$  corner of said Sec. 26 bears N. 65° 36' 45"  
(If point of diversion is not changed, do not answer.)  
W., 2,374.56 feet.
7. Proposed place of use..... NW $\frac{1}{4}$  NW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 25, T. 13 N., R. 18 E., M.D.B.&M.  
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use..... 2.2 ac., NE $\frac{1}{4}$  NE $\frac{1}{4}$ , 2.6 ac., NW $\frac{1}{4}$  NE $\frac{1}{4}$ , 1.0 ac., NE $\frac{1}{4}$  NE $\frac{1}{4}$ ,  
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)  
Section 26, 8.6 ac., SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 23, T. 13 N., R. 18 E., M.D.B.&M.
9. Use will be from..... January 1st..... to..... December 31st..... of each year.  
(Month) (Month)
10. Use has been from..... January 1st..... to..... December 31st..... of each year.  
(Month) (Month)

11. Description of proposed works.

Collection box and distribution system.

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works.....\$8,000

13. Estimated time required to construct works.....5 years

14. Remarks.....

Compared awb/hs

Applicant Alvin & Lucille K. Delaney

Pro. 10/16/64 by Doris Shellabarger Rohrer'

Overruled 10-5-66 See Ruling Bk. #890. By s/Alvin Delaney

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion, manner and place of use of one-half interest of the waters of Small's (Edgewood) Creek as heretofore granted under Certificate No. 357, Proof 02388, Small's (Edgewood) Creek Decree, is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A meter must be installed near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The State reserves the right to regulate the use of water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.18 cubic feet per second, but not to exceed 32.4 acre-feet annually.

Actual construction work shall begin on or before July 26, 1967

Proof of commencement of work shall be filed before August 26, 1967

Work must be prosecuted with reasonable diligence and be completed on or before July 26, 1968

Proof of completion of work shall be filed before August 26, 1968

Application of water to beneficial use shall be made on or before July 26, 1970

Proof of the application of water to beneficial use shall be filed on or before August 26, 1970

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed MAY 21, 1968

Completion of work filed MAY 21, 1968

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

Recorded Bk. Page

WITNESS MY HAND AND SEAL this 26th day

of January, 1967

GEORGE W. HENNEN

State Engineer

Assistant State Engineer

2407  
CANCELLED OCT 4, 1972

BECAUSE OF FAILURE

BY PERMANENT

OF APPLICANT TO COMPLY WITH THE PROVISIONS OF

STATE ENGINEER

Doland D. Westergaard